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from:	facsimile:	telephone:	initials:
Diana L. Bush, Ph.D., Esq.	(858) 720-2555	(858) 720-2885	DLB4

client name:	Metabasis Therapeutics, Inc.	client matter	45198.00037.CIP1
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date:	September 14, 2004	number:	
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pages (with cover):	65
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to:	company/office:	facsimile:	telephone:
Examiner Shaojia A. Jiang Art Unit 1617	USPTO	703- 872-9306	703-305-1008

comments:

U. S. Patent Application No. 09/900,364

*A COMBINATION OF FBPase INHIBITORS AND ANTIIDIABETIC AGENTS
USEFUL FOR THE TREATMENT OF DIABETES*

Applicant: van Poelje et al.

Filing Date: July 5, 2001

Our Ref: 45198.00037.CIP1

Attached hereto are the following documents for filing in the above patent application:

1. Response to Notice of Non-Compliant Amendment;
2. Transmittal Letter;

CERTIFICATE OF TRANSMISSION
 (37 C.F.R. §1.8)

I hereby certify that this paper (along with anything referred to as being attached or enclosed) is being facsimile transmitted to the United States Patent and Trademark Office on the date shown below.

Kimila Carraway
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Patent
45198.00037.CIP

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:) Group Art Unit: 1617
Applicant: van Poelje et al.) Examiner: Jiang, Shaojia A.
Serial No.: 09/900,364)
Filed: July 5, 2001)
For: A COMBINATION OF FBPase)
INHIBITORS AND ANTIDIABETIC)
AGENTS USEFUL FOR THE)
TREATMENT OF DIABETES)

TRANSMITTAL LETTER

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

Enclosed are the following documents:

- Response to Notice of Non-Compliant Amendment;
- This Transmittal Letter.

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Patent
45198.00037.CIP

The Commissioner is authorized to charge any fee required, or to credit any overpayment, to our Deposit Account No. **50-2613**.

Respectfully submitted,

Dated: 9/14/04

By: Diana L. Bush
Diana L. Bush, Ph.D., Esq.
Reg. No. 51,109

PAUL, HASTINGS, JANOFSKY & WALKER LLP
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Patent

45198.00037.CIP1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICEApplicants: van Poelje *et al.*

Serial No.: 09/900,364

Group Art Unit: 1617

Filed: July 5, 2001

Examiner: Jiang, Shaojia A.

**Title: A COMBINATION OF FBPase
 INHIBITORS AND ANTI DIABETIC
 AGENTS USEFUL FOR THE
 TREATMENT OF DIABETES**

Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Dear Sir:

This Response addresses the Notice of Non-Compliant Amendment mailed August 25, 2004. It is believed to be timely filed within one month of the mailing date, and therefore the Applicants believe that no fee is due at this time.

However, the Commissioner is hereby authorized to charge Deposit Account No. 50-2613 for the any other fee that may become due or credit become payable during the pendency of this application.

CERTIFICATE OF TRANSMISSION
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